

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

MAIN CASE No: S.A. No.804 of 2017

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
5.	22.07.2022	<u>VS, J</u> Heard learned counsel for the appellants. The following are the substantial questions of law: <i>"1) Whether the Courts below were right in drawing a presumption of "existence of Joint family in a Suit for partition" (please see para 15 of Appellate Court Judgement) especially when the plaintiffs themselves have pleaded prior partition.</i> <i>2) Whether the Courts below were not wrong in noticing that onus of proving that suit schedule property is joint, is on the plaintiff and that the burden never shifted to defendants to prove that the schedule properties were not joint.</i> <i>3) Whether the Courts below were not wrong in applying limitative and extinction (loss) of title if any by prescription an acquiescence.</i> ADMIT Notice to the respondents. Learned counsel for the appellants is permitted to take out personal notice to the respondents. Post on 12.08.2022. ASH <u>VS, J</u>	

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